



Molly C. Dwyer  
Clerk of Court

Office of the Clerk  
**United States Court of Appeals for the Ninth Circuit**  
Post Office Box 193939  
San Francisco, California 94119-3939  
415-355-8000

August 11, 2015

---

**To:** Kyle N Foster  
Michael R. Brooks  
Zachary Taylor Ball

**From:** Molly C. Dwyer, Clerk of Court  
By: Theresa Hoang, Deputy Clerk

**Re:** Receipt of Deficient Excerpts of Record of Appellee on 08/11/2015

USCA No. 14-15464      Ellery Pettit v. Federal National Mortgage  
Asso, et al

---

The referenced excerpts or record cannot be filed for the following reasons(s):

- *Excerpts are bound improperly: The excerpts of record must be securely bound on the left side. See 9th Cir. R. 30-1.6. Please note that binder clips do not satisfy this requirement, and if staples are used, the excerpts must be stapled down the entire left side. **Please submit 4 paper copies of replacement excerpts of record in compliance with court rules.***

The following action has been taken with respect to the excerpts of record received in this office:

- *The deficiency by the appellee is judged to be serious. We cannot file your excerpts. **You must correct the deficiency within 14 days from the date of this notice or be subject to the provisions of FRAP 31(c).** The receipt of seriously defective excerpts of record in this office does not toll the time for filing the excerpts while the defect is being corrected.*

When you submit corrections to the excerpts of record, **please return a copy of this letter.** If you don't submit your correction within 14 days of this notice, you must file a motion for leave to file late excerpts of record. See 9th Cir. R. 31-2.3 re: Extensions of time for filing brief. **See also 9th Cir. R. 30-2 re: Sanctions for Failure to Comply with Circuit Rule 30-1.**